IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 13TH DECEMBER 2006 / 22ND AGRAHAYANA 1928

Bail Appl..No. 7336 of 2006()

CRIME NO. 478/06 OF OACHIRA POLICE STATION

PETITIONER/ACCUSED:

UDAYAN, AGED 34 YEARS,
S/O. GOPI, PUTHENPANDAKASALA, ALUMPEEDIKA,
OACHIRA, KOLLAM.

BY ADV. SRI.P.A.NOOR MUHAMMED
SRI.C.K.PRASAD

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY THE S.I. OF POLICE, OACHIRA,
THROUGH THE PUBLIC PROSECUTOR,HIGH COURT OF KERALA

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application No.7336 of 2006

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DATED: 13-12-2006

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner who is accused No.1 in Crime No. 478/06 of Oachira Police Station for offences punishable under Secs. 143, 144, 147, 341, 323, 324 and 308 read with Sec. 149 I.P.C., seeks anticipatory bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioner and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month , in the event of his arrest in connection with the above case on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. Petitioner shall not commit any offence while on bail.

5. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

6. The petitioner shall surrender before the Investigating Officer on any day between 15-12-2006 and 20-12-2006 for the purpose of custodial interrogation.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/- **V.RAMKUMAR,**
JUDGE.

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